

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF MISSOURI**

RONALD TUSSEY, et al.,

Plaintiffs;

v.

ABB Inc., et al.,

Defendants.

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CIVIL ACTION

NO. 06-cv-04305

(JUDGE NANETTE K. LAUGHREY)

**DEFENDANTS' MOTION TO STRIKE PLAINTIFFS' DEPOSITION
DESIGNATIONS AND REQUEST FOR A CONFERENCE WITH THE COURT**

Defendants, ABB Inc., John W. Cutler, Jr., the Pension Review Committee of ABB Inc., the Pension & Thrift Management Group of ABB Inc., and the Employee Benefits Committee of ABB Inc. ("ABB Defendants") along with Defendants Fidelity Management & Research Company and Fidelity Management Trust Company ("Fidelity Defendants") (together "Defendants"), by the undersigned, hereby move to strike Plaintiffs' Deposition Designations and request a conference with the Court for the reasons set forth in the accompanying Memorandum.

Respectfully submitted,

/s/ William J. Delaney
Brian T. Ortelere
William J. Delany
Azeez Hayne
Jeffrey Sturgeon
MORGAN, LEWIS & BOCKIUS LLP
1701 Market Street
Philadelphia, PA 19103
Tel: (215) 963-5000
Fax: (215) 963-5001

/s/ Brian D. Boyle
Richard N. Bien
Adam B. Walker
LATHROP & GAGE, L.C.
2345 Grand Blvd., Suite 2800
Kansas City, MO 64108

Robert N. Eccles
Brian D. Boyle
Stephen D. Brody

admitted pro hac vice

Thomas E. Wack
Jeffrey S. Russell
BRYAN CAVE LLP
211 North Broadway, Suite 3600
St. Louis, MO 63102
Tel: (314) 259-2000
Tax: (314) 259-2020

Attorneys for the ABB Defendants

Dated: December 10, 2009

O'MELVENY & MYERS LLP
1625 Eye Street, NW
Washington, D.C. 20006
admitted pro hac vice

James S. Dittmar
James O. Fleckner
GOODWIN PROCTOR LLP
Exchange Place
Boston, MA 02109
admitted pro hac vice

Attorneys for the Fidelity Defendants